



IN REPLY REFER TO:

United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Salt Lake Field Office
2370 South 2300 West
Salt Lake City, Utah 84119

m/045/049
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JAN 28 2000

**DIVISION OF
OIL, GAS AND MINING**

U-73999
3809
(UT-023)

JAN 27 2000

Certified Mail Number
Return Receipt Requested

Mr. William D. Moeller, President
Clifton Mining Company
70 West Canyon Crest Road, Suite D
Alpine, UT 84004

Dear Mr. Moeller:

On October 25, 1999 we requested that Clifton Mining Company (CMC) provide this office with additional information so that the Plan of Operations (Plan) for milling activities on the Cactus Millsite could be completed. On November 26, 1999 we received your response to our request. In that letter, CMC provided sufficient information to address a number of our concerns, specifically Stipulations 1-3, 6, 9, and 19. Stipulations 12 and 17 have not been entirely addressed, however we will simply re-state our position regarding the water rights in any future Plan approval. Stipulations 15 and 18 will be re-stated in any future Plan approval.

We are reiterating our request for additional information regarding the following stipulations, with modifications:

1. Stipulation 10: A copy of the lease agreement with C.H. Wilson, or proof of purchase of this water right must be provided to the Salt Lake Field Office. If you have purchased this water right, you should update the title with the Division of Water Rights (DWR) and send a copy to this office as part of your Plan. In addition, you should update the described use for the water because the current proposal is to use it for milling, rather than its original use in tungsten mining. If you currently own C.H. Wilson's water right, then you are entitled to 0.0330 cubic feet per second (cfs) which equates to approximately 15 gallons per minute. This only entitles CMC to approximately 900 gallons of make-up water per hour.
2. Stipulation 14: An above-ground fuel tank must be surrounded by an earthen berm. The earthen berm must be constructed so that it will contain 110% of the volume of the tank contents. Please provide a schematic or diagram of your proposed fuel spill containment proposal.

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3. Stipulation 23: Please provide a detailed map that identifies the millsite and the placement of the fence, and a written description of the proposed occupancy that describes in detail the following:
- a) How the proposed occupancy is reasonably incident to your operations;
 - b) How the proposed occupancy meets the conditions specified in 43 CFR 3715.2 and 3715.2-1. We have attached a copy of these regulations for your information;
 - c) Where you propose to place temporary or permanent structures for occupancy;
 - d) The location of and reason you need enclosures, fences, gates, and signs intended to exclude the general public;
 - e) The location of reasonable public passage or access routes through or around the millsite area to adjacent Public Lands;
 - f) The estimated period of use of the structures, enclosures, fences, gates, and signs as well as the schedule for removal and reclamation when the operations end.
4. The millsite area must be cleaned up immediately and maintained in a safe and clean condition during operations.

Please be advised that no milling-related activities may occur on the subject millsite without first providing UDOGM with their requested interim reclamation bond.

Please provide the requested information within 30 days of receipt of this letter. This office will not conduct any further evaluation of your Plan of Operations, or proceed with Plan approval until the requested information is provided. If you have any questions or would like to request an extension of time to provide the requested information, please feel free to contact Michael Ford of my staff at (801) 977-4360.

Sincerely,

GLENN A. CARPENTER

Glenn A. Carpenter
Salt Lake Field Office Manager

cc: D. Wayne Hedberg
Utah Division of Oil, Gas and Mining

BLM Utah State Office (UT-931)